



127 MAY 2004

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
P.O. Box 1450  
ALEXANDRIA, VA 22313-1450  
www.uspto.gov

Philip S. Johnson  
JOHNSON & JOHNSON  
One Johnson & Johnson Plaza  
New Brunswick, New Jersey 08933-7003

In re Application of  
LUYTEN *et al*  
U.S. Application No.: 10/069,495  
PCT No.: PCT/EP00/08182  
Int. Filing Date: 21 August 2000  
Priority Date: 24 August 1999  
Attorney's Docket No.: JAB-1526  
For: GAS1 POLYPEPTIDES

:  
:  
:  
:  
:  
:  
:  
:

## DECISION

This communication is in response to applicants' "Petition Under 37 C.F.R. 1.182" filed on 04 December 2003. This is treated as a petition under 37 CFR 1.181 to correct the filing receipt and is hereby **GRANTED** as follows.

A review of the above-captioned application reveals that the declaration filed 20 February 2002 was executed only by one of the three joint inventors. Nevertheless, a Notification of Acceptance of Application Under 35 U.S.C. 371 and 37 CFR 1.494 or 1.495 (Form PCT/DO/EO/903) was mailed by the United States Designated/Elected Office (DO/EO/US) on 12 June 2002 listing a date of receipt of 35 U.S.C. 371(c)(1), (c)(2), and (c)(4) and a date of receipt of all 35 U.S.C. requirements of "02/20/2002."

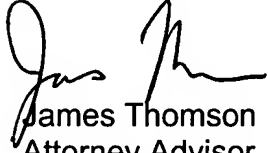
However, applicants did not comply with 35 U.S.C. 371(c)(4) because the declaration was not executed by all of the inventors. Accordingly, the Notification of Acceptance of Application Under 35 U.S.C. 371 and 37 CFR 1.494 or 1.495 (Form PCT/DO/EO/903) mailed 12 June 2002 is hereby **VACATED**.

In the instant papers filed 04 December 2003, applicants submitted a declaration executed by the two nonsigning joint inventors. A review of the declaration shows that it is in compliance with 37 CFR 1.497(a) and (b).

The surcharge fee of \$130.00 pursuant to 37 CFR 1.492(e) has been charged to Deposit Account No. 10-0750 as authorized

Applicants have completed the requirements for acceptance under 35 U.S.C. 371(c). The application has an international filing date of 21 August 2000, under 35 U.S.C. 363 and a 35 U.S.C. 371(c)(1), (c)(2) and (c)(4) date of 04 December 2003.

This application is being forwarded to the National Stage Processing Division of the Office of PCT Operations for continued processing.

A handwritten signature in black ink, appearing to read 'James Thomson', is positioned above the printed name.

James Thomson  
Attorney Advisor  
Office of PCT Legal Administration

Tel.: (703) 308-6457